

**REMARKS**

This amendment is responsive to the Final Office Action of March 30, 2010 and accompanies the Appeal Brief (Corrected) being submitted herewith.

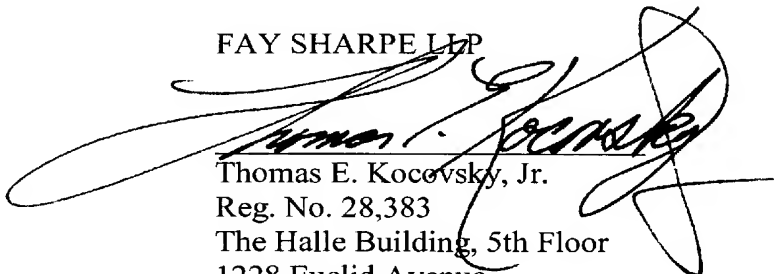
This amendment should be entered as reducing issues and expediting prosecution. Even though the Examiner has not made a 35 U.S.C. § 101 rejection, this amendment amends claim 9 to address a potential 35 U.S.C. § 101 rejection. This amendment will expedite prosecution by removing the possibility that the Examiner may need to reopen prosecution to make a new 35 U.S.C. § 101 rejection or that the Board might make a new ground of rejection which would result in a reopening of prosecution subsequent to a Decision on Appeal.

Accordingly, it is submitted that this amendment should be entered.

An early indication of the entry of this amendment is requested.

Respectfully submitted,

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